BOARD OF SUPERVISORS

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COUNTY OF HUMBOLDT

BOARD OF SUPERVISORS

825 FIFTH STREET
EUREKA, CA 95501
SUPERVISORS' CHAMBER, FIRST FLOOR

AGENDA

Tuesday, November 10, 2020 **9:00 AM** **Regular Meeting**

In accordance with Executive Order N-29-20 the Humboldt County Board of Supervisors meetings will be held virtually until further notice.

Email Public Comment:
To submit public comment to the Board please email cob@co.humboldt.ca.us, provide your name and the agenda item number(s) on which you wish to comment. All public comment submitted after the agenda has been published will be included with the administrative record after the fact.

Zoom Public Comment:
When the Board of Supervisors announce the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call 669-900-9128, enter Meeting ID 986 6623 6707 and press star (*) 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.

When it is time for public comment on the item you wish to speak on, the Clerk of the Board of Supervisors staff will unmute your phone. You'll hear a prompt that will indicate your phone is unmuted. Staff will then ask you to state your name and begin your comment. You will have 3 minutes to comment.

You may access the live stream of the meeting by using the following link:
https://humboldt.legistar.com

The County of Humboldt is committed to providing equal access to all county programs, services and activities through the provision of accommodations for individuals with disabilities as required under the Americans with Disabilities Act (ADA). With 72 hours prior notice, a request for reasonable accommodation or modification can be made. Please contact the Clerk of the Board Office at 707-476-2390 or by email cob@co.humboldt.ca.us or the ADA Coordinator at 844-365-0352 or by email at ada@co.humboldt.ca.us

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

These matters are routine in nature and are usually approved by a combined single vote.

Board of Supervisors

1. National Hunger and Homelessness Awareness Week Proclamation (Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Adopt the proclamation.

Attachments: Staff Report
Proclamation (2).pdf

2. Recognition of Deputy Clerk of the Board Tracy Damico for Achieving the Certified Clerk of the Board (CCB) Professional Designation from the California Clerk of the Board of Supervisors Association (CCBSA) (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Congratulates Tracy Damico on her professional achievement and continues to support her ongoing participation in CCBSA.

Attachments: Staff Report
Letter from CCBSA Education Committee Chair Lynna Monell.pdf
CCBSA Certified Clerk of the Board Roster and Criteria.pdf

3. Veterans Day Proclamation (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Adopt the Proclamation.

Attachments: Staff Report
Veterans Day Proclamation.pdf

Clerk of the Board

4. Letters of Appreciation for Art Wilson and Eric Thompson for their service on the Behavioral Health Board

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the letters of appreciation.

Attachments: Staff Report
BHSRoster.pdf
Letters of Appreciation.pdf

5. Approval of the Action Summary - Special Meeting of October 30, 2020

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of October 30, 2020 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: Staff Report
10-30-2020 Special Meeting Action Summary.pdf

6. Approval of the Action Summary - Meeting of November 3, 2020

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of November 3, 2020 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: Staff Report
11-3-2020 Action Summary

County Administrative Office

7. Headwaters Fund Community Investment Fund Grant to the Redwood Region Economic Development Commission

Recommendation: That the Board of Supervisors:
1. Review and Approve the attached Headwaters Fund Board recommended Community Investment Fund (CIF), Fund-3846, grant of $20,000 to the Redwood Region Economic Development Commission (RREDC) for a market analysis/leakage study for the California Redwood Coast-Humboldt County Airport (ACV).

Attachments: Staff Report
Attachment 1 - RREDC CIF Grant Application

Department of Health and Human Services: Administration

8. Professional Services Agreement with the City of Arcata Regarding the Acquisition of Five Manufactured Homes for the Purpose of Providing Housing Assistance Services to Individuals and Families Experiencing, or at Risk of Experiencing, Homelessness in Humboldt County

Recommendation: That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with the City of Arcata regarding the acquisition of five manufactured homes for the purpose of providing housing assistance services to individuals and families experiencing, or at risk of experiencing, homelessness in Humboldt County;
2. Authorize the Department of Health and Human Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with the City of Arcata after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return one fully executed original copy of the attached professional services agreement with the City of Arcata to the Department of Health and Human Services - Contract Unit for further processing.

Attachments: Staff Report
Professional Services Agreement with the City of Arcata Regarding the Acquisition
ARCATA - HUMBOLDT COUNTY (HEAP)

9. Government-to-Government Letter Asking Tribal Leaders to Accept Initial Updates from the Department of Health & Human Services and Develop a Method to Accept Future Updates

Recommendation: That the Board of Supervisors:
1. Authorizes the Chair to sign the letters to the Northern California Tribal Chairmen's Association (NCTCA) and Chairs of the Eight Tribes in Humboldt.

Attachments: Staff Report
Government to Government letter Tribal Chairs 2020-11-03
Government to Government letter NCTCA 2020-11-03

Department of Health and Human Services: Behavioral Health

10. Participation Agreement with the California Mental Health Services Authority Regarding the Humboldt County Department of Health and Human Services - Behavioral Health's Participation in the State Hospitals Program

Recommendation: That the Board of Supervisors:
1. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached participation agreement with the California Mental Health Services Authority;
2. Approve, and authorize the Department of Health and Human Services - Behavioral Health Director, or designee thereof, to execute, the attached participation agreement with the California Mental Health Services Authority regarding the Department of Health and Human Services - Behavioral Health's participation in the State Hospitals Program for the period of July 1, 2020 through June 30, 2021; and
3. Authorize the Department of Health and Human Services - Behavioral Health Director, or designee thereof, to approve any and all subsequent extensions, modifications, and amendments to the attached participation agreement with the California Mental Health Services Authority after review and approval by County Counsel, Risk Management and the County Administrative Office.

Attachments: Staff Report
CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY PARTICIPATION

Human Resources

11. ADP Project Implementation Reporting Agent Authorization

Recommendation: That the Board of Supervisors:
1. Direct the Human Resources Director, or designee, to sign the ADP Reporting Agent Authorization (State Limited Power of Attorney &Tax Information Authorization).

Attachments: Staff Report
Reporting Agent Authorization.pdf

Public Works

12. Storm Damage Repair to Alderpoint Road (6B165) Post Mile 36.98

Recommendation: That the Board of Supervisors:
1. Approve the attached plans and specifications for the Alderpoint Road (6B165) Post Mile 36.98 Storm Damage Repair Project; and
2. Direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Tuesday, Dec. 15, 2020 at 2:00 p.m.

Attachments: Staff Report
Alderpoint Road PM 36.98 Planset_2020-10-21.pdf
Alderpoint Road PM 36.98 Special Provisions_2020-10-21.pdf

13. Accept Completed Contract for Storm Damage Repair to Blue Slide Road (F2G100) Post Mile 3.24

Recommendation: That the Board of Supervisors:
1. Ratify the Director of Public Works to sign Contract Change Order Number 3 for the total amount of $12,201.96;
2. Accept the completed contract, including all change orders approved by the Public Works Department, between Van Meter Logging, Inc., and Humboldt County for construction of Storm Damage Repair to Blue Slide Road Post Mile 3.24; and
3. Approve the final claim for payment in the amount of $12,201.96, which will bring the total amount paid to 100 percent of the contract.

Attachments: Staff Report
Contract Change Order Number 3
Executed Project Agreement and Contract Change Orders 1-2
Acceptance Letter

14. Storm Damage Repair to Mattole Road (3C010) Post Mile 6.50

Recommendation: That the Board of Supervisors:
1. Approve the attached plans and specifications for the Mattole Road (3C010) Post Mile 6.50 Storm Damage Repair Project; and
2. Direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Tuesday, Dec. 15, 2020 at 2:00 p.m.

Attachments: Staff Report
Mattole Road PM 6.50 Plans.pdf
Mattole Road PM 6.50 Special Provisions.pdf

15. Storm Damage Repair to Mattole Road (3C010) Post Miles 5.00 and 13.67

Recommendation: That the Board of Supervisors:
1. Approve the attached plans and specifications for the Mattole Road (3C010) Post Miles 5.00 and 13.67 Storm Damage Repair Project; and
2. Direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Tuesday, Dec. 15, 2020, at 2:00 p.m.

Attachments: Staff Report
Mattole Road PM 5.00-13.67 Plans_10-21-2020.pdf
Mattole Road PM 5.00-13.67 Special Provisions_10-21-2020.pdf

Sheriff

16. Revised Fiscal Year (FY) 2019-20 Equitable Sharing Agreement and Certification

Recommendation: That the Board of Supervisors:
1. Retroactively approve the Revised FY 2019-20 Equitable Sharing Agreement and Certification and electronic submission by the Deputy Director as of October 16, 2020; and
2. Authorize the Chair of the Board of Supervisors and the Sheriff to sign the Revised Equitable Sharing Agreement and Certification for FY 2019-20 asset forfeiture funds for CA0120000 Humboldt County Sheriff's Office.

Attachments: Staff Report
Original FY19-20 Equitable Sharing Agreement & Cert
Revised FY19-20 Equitable Sharing Agreement & Cert

17. Acceptance of Subrecipient Allocation and Supplemental Budget for Fiscal Year 2020-21 Community Power Resiliency (CPR) Funding budget unit 1100-221803 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Retroactively approve authorization for Sheriff Honsal to sign and accept the Subrecipient Allocation for CPR Funding as of October 13, 2020 (Attachment 1);
2. Approve the supplemental budget for fiscal year (FY) 2020-21 for CPR Funding (Attachment 2) (4/5 vote required); and
3. Delegate authority to the Auditor-Controller's Office and County Administrator's Office (CAO) to approve budget transfer requests to create fixed assets for the CPR Funding budget unit 1100-221803 up to $50,000.00 for equipment and up to $100,000.00 for building improvements that meet the eligibility criteria for the CPR Funding as outlined in the Notification (see attachment 1).

Attachments: Staff Report
Notification of Subrecipient Allocation
Supplemental Budget for CPR Funding

Treasurer/Tax Collector

18. Purchase of Prime Software from Hinderliter De Llamas and Associates (HdL)

Recommendation: That the Board of Supervisors:
1. Approve and authorize the County Administrative Officer to execute the Second Amendment to the Agreement with HdL dated May 24, 2017 (Attachment 1), amending the agreement by adding HdL's 'Prime Software' (Attachment 2).

Attachments:
Staff Report
HdL Agreement dated 5.24 2017
HdL Prime - Second Amendment Signed Agreement
HdL Amendment to Contract FY16-17 through 22-23

19. Resolution to Auction Tax-Defaulted Properties

Recommendation: That the Board of Supervisors:
1. Approve Resolution #_____ (Attachment 1) for sale of properties tax-defaulted, subject to sale; and
2. Direct the Clerk of the Board to provide the Treasurer-Tax Collector with two certified copies of the Resolution by November 17, 2020. Approval is given to re-offer, within 90 days of the original sale date, any unsold parcels in accordance with Revenue and Taxation Code, section 3698.5.

Attachments:
Staff Report
Resolution for 2020.2021 Auction
Auction Properties 2020.2021 Authorization and Report of Sales

D. ITEMS PULLED FROM CONSENT

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

This portion of the meeting is reserved for persons desiring to address the Board on any matter not on this agenda that is under the jurisdiction of the Board. Although the Board may briefly respond to statements or questions, under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time.

F. SPECIAL PRESENTATIONS

G. MATTERS INITIATED BY BOARD MEMBERS

H. DEPARTMENT REPORTS

County Administrative Office

1. Board Meeting - Calendar Year 2021

Recommendation: That the Board of Supervisors:
1. Cancel Board meetings on the following dates in calendar year 2021 and direct the Clerk of the Board to notify all county departments of these cancelled meetings:

* Tuesday, January 19, 2021 (following a county holiday on Jan. 18)
* Tuesday, February 16, 2021 (following a county holiday on Feb. 15)
* Tuesday, March 30, 2021 (5th Tuesday)
* Tuesday, June 1, 2021 (following a county holiday on May 31)
* Tuesday, July 6, 2021 (following a county holiday on July 5)
* Tuesday, July 27, 2021 (Board break)
* Tuesday, August 3, 2021 (Board break)
* Tuesday, September 7, 2021 (following a county holiday on Sept. 6)
* Tuesday, September 28, 2021 (RCRC annual conference)
* Tuesday, October 12, 2021 (following All Hands Training Day on Oct. 11)
* Tuesday, November 23, 2021 (Thanksgiving week)
* Tuesday, November 30, 2021 (CSAC annual conference)
* Tuesday, December 21, 2021 (Winter break)
* Tuesday, December 28, 2021 (Winter break)

Attachments: Staff Report
2021 BOS Calendar.pdf

Treasurer/Tax Collector

2. Introduction of Ordinance Amending Chapter 1, Division 1, Title VIII (Business Licenses, Franchises and Municipal Solar Utility Programs) of the Humboldt County Code

Recommendation: That the Board of Supervisors:
1. Introduce the attached ordinance (attachment 1) and waive the first reading;
2. Set the ordinance for adoption on Nov. 17, 2020 or at least one week from Nov. 10, 2020;
3. Direct the Clerk of the Board to publish the required pre-adoption summary (attachment 2) of the Ordinance and to post a certified copy of the full text of the proposed Ordinance in the office of the Clerk of the Board, both the publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance will be adopted [Government Code Section 25124 (b)(1)]; and
4. Direct the Clerk of the Board, within 15 days after the adoption of the Ordinance, to publish a post-adoption summary (attachment 3) of the Ordinance with the names of the Supervisors voting for and against the Ordinance, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted ordinance and amendments along with the names of the Supervisors voting for and against the Ordinance [Government Code Section 25124 (b)(1)].

Attachments:
Staff Report
Ordinance No. _____, Amending Title VIII Division 1 of Humboldt County Co
Summary for Publication Prior to Adoption of Ordinance.docx
Summary for Publication after Adoption of Ordinance.docx

I. PUBLIC HEARINGS

Planning and Building Department

1. Friends of Ferndale for a Livable Community's Appeal of a Conditional Use Permit approved by the Planning Commission on September 17, 2020, authorizing five (5) concerts and two (2) motorcycle racing events annually at the Humboldt County Fairgrounds by the Humboldt County Fair Association

Recommendation: That the Board of Supervisors:
1. Open the public hearing on the appeal and receive the staff report, testimony by the appellant and applicant, and public;
2. Close the public testimony portion of the hearing;
3. Deliberate on the Appeal of the Use Permit, Mitigated Negative Declaration, Substitute Mitigation Measures, and Mitigation Monitoring Program (Attachment 5);
4. Close the public hearing;
5. Adopt the resolution (Resolution 20-__) (Attachment 1) which does the following:
a. Adopts the proposed Mitigated Negative Declaration in Attachment 5 as required by Section 15074(b) of the CEQA Guidelines, and finds that there is no substantial evidence that the proposed project will have a significant effect on the environment;
b. Approves the Mitigation Monitoring and Reporting Program
c. Makes the findings to deny the Appeal and approve the Conditional Use Permit; and
d. Denies the Appeal submitted by Friends of Ferndale for a Livable Community; and
e. Approves the Conditional Use Permit authorizing five (5) concerts and two (2) motorcycle racing events to be held annually at the Humboldt County Fairgrounds; and
f. Directs the Planning and Department to file a Notice of Determination for the project in accordance with the CEQA Guidelines.

Attachments:
Staff Report
Attachment 1 - Resolution_Conditions (11.6.20).JHF_clean.docx
Attachment 2 - Maps & Plans.pdf
Attachment 3 - MND comments from RWG Law.pdf
Attachment 4 - Appeal Letter from RWG Law.pdf
Attachment 5 - Draft ISMND with substitute mitigation measures.pdf
Attachment 6 - PC Staff Rpt and supplementals.pdf
Attachment 7 - correspondence re continuance.pdf
Attachment 8 Correspondence re Andy Titus.pdf
Public Comment COB

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN

Board of Supervisors - Closed Session

1. 3:00 p.m. - Conference with Labor Negotiator - Pursuant to Government Code section 54957.6 it is the intention of the Board of Supervisors to meet in closed session to review the County's position and instruct its designated labor negotiators. Labor negotiators: Kelly Barns, Elishia Hayes and Jack Hughes. Employee Organizations (represented): American Federation of State, County and Municipal Employees (AFSCME local 1684) and Humboldt Deputy Sheriffs Organization (Law Enforcement Non-Management Unit).

L. CLOSED SESSION

1. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of State of California v. Humboldt County Department of Health and Human Services, et al.; Case No. CV-180-143.

M. ADJOURNMENT

Any written materials related to an item on this agenda submitted to the Board of Supervisors less than 72 hours prior to the Board meeting, and that are public records subject to the Public Records Act, are available for public inspection in the Office of the Clerk of the Board at 825 5th Street, Suite 111, Eureka (476-2384), during normal business hours.

Persons wishing to file documentation on any agenda item for the official record must submit an original and nine (9) copies of each document to the Clerk of the Board of Supervisors, Room 111 of the County Courthouse, 825 5th Street in Eureka (476-2384). Documentation includes, but is not limited to, written correspondence, audio and video tapes, maps, photographs, and petitions. Failure to submit the required number of copies will result in the document/s not being placed in the official record. (Per Board of Supervisors' policy adopted on March 21, 1995.)

The Chamber is wheelchair accessible, and disabled parking is available in the lot on K Street, between Fourth and Fifth Streets. If you are a person with a disability, and you need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board at (707) 476-2384, or (707) 445-7299 (fax). Requests for such modifications or accommodations must be made at least three full business days before the start of the meeting.

BARRING ANY UNFORESEEN TECHNICAL DIFFICULTIES OR SCHEDULING CHANGES, REGULAR MEETINGS OF THE BOARD OF SUPERVISORS ARE BROADCAST LIVE ON SUDDEN LINK, CHANNEL 10, AND ARE REBROADCAST ON FRIDAY AT 6:30 P.M.

County of Humboldt Web Site: http://humboldtgov.org/